



02/12/04

1636

Customer No. 26874
PATENT TRADEMARK OFFICE
Attorney Docket: 91830.0476600

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Appl. No. : 10/018,716 Confirmation No. 1627
Applicants : LaBarbera, et. al
Filed : November 21, 2001
Title : ANTISENSE OLIGONUCLEOTIDES
FOR FERTILITY AND MENSTRUAL
CYCLE REGULATION AND FOR
CHEMOPREVENTIVE AND
CHEMOTHERAPEUTIC USE
TC/A.U. : 1636
Examiner : Marvich, Maria
Docket No. : 0091830/0047600
Customer No : 26874

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO COMPLY

Dear Sir:

This is in response to the NOTICE TO COMPLY mailed November 17, 2004, enclosed is a written sequence listing for the above patent application to comply with 37 CFR 1.821-1.825. A computer-readable disk, which contains that listing, is also enclosed.

Applicants hereby direct that the attached sequence listing be entered at the end of the current application as a separate part of the disclosure.

Applicants state that the content of the sequence listing information recorded in computer readable form is identical to the written sequence listing and to that submitted with the

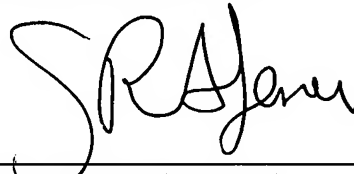
Appl. No. 10/018,716
Amdt. dated Wednesday, December 15, 2004
Reply to Notice of November 17, 2004

application and includes no new matter, as required by 37 CFR 1.821(e), 1.821(g), 1.825(b) or 1.825(d).

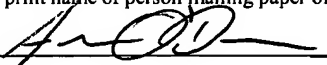
The Commissioner for Patents is authorized to charge any further deficiency or credit any overpayment to Frost Brown Todd LLC Deposit Account No. 06-2226.

Respectfully submitted,

Andrew LaBarbera, *et. al*



Stephen R. Albainy-Jenei
Registration No. 41,487
Telephone (513) 651-6839
FROST BROWN TODD LLC
2200 PNC Center
201 East Fifth Street
Cincinnati, Ohio 45202-4182
salbainyjenei@fbtlaw.com

"Express Mail" mailing label number <u>EV316086271US</u>
<u>December 15, 2004</u> Date of Deposit
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to Mail Stop: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
<u>Aaron B. O'Dom</u> (Type or print name of person mailing paper of fee)
 Signature

December 15, 2004

Enclosures: CDROM
Sequence Listing

CinLibrary 0091830.0476600 1155847v.2



Notice to Comply

Application No.	Applicant(s)	
10/018,716	LaBarbera et al	
Examiner	Art Unit	
M. Marvich	1636	

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☒ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☒ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other

Applicant Must Provide:

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

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